

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROSARIO MARINELLO,

Plaintiff,

v.

**CALIFORNIA DEPARTMENT OF
CORRECTIONS AND
REHABILITATION,**

Defendant.

Case No. 08-0664-JW

**[PROPOSED] ORDER GRANTING
STIPULATED REQUEST TO
CONTINUE LAST HEARING DATE
FOR DISPOSITIVE MOTIONS**

On June 15, 2009, this Court issued a minute order setting an anticipated date for hearing Defendant's Motion for Summary Judgment on October 26, 2009, at 9 a.m. On June 16, 2009, this Court issued a further order that the last date for hearing dispositive motions is October 26, 2009 at 9 a.m.

After reviewing the Stipulated Request to Continue Last Hearing Date for Dispositive Motions, and supporting declaration thereof, the Court ORDERS as follow:

(1) The last date for hearing dispositive motions is continued from October 26, 2009, 9 a.m., to **November 16, 2009 at 9 a.m.** the parties shall file their motions in accordance with the Civil Local Rules of Court.


(2) The anticipated date for Defendant's Motion for Summary Judgment previously

1 set by the Court for October 26, 2009, at 9 a.m., is continued to **November 16, 2009 at 9 a.m.**

2 (3) The Case Management Conference set for October 26, 2009, at 10 a.m. is
3 continued to **November 16, 2009 at 10 am.** The parties shall file a Joint Case Management
4 Statement on or before **November 6, 2009.** The parties' Statement shall address, among other
5 things, the parties' settlement efforts and plan for proceeding with the remainder of the case.
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7 This is the parties' final continuance.

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9 Dated: October 2, 2009

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11 Hon. James Ware
12 United States District Judge
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THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:

David Pai, David.Pai@doj.ca.gov

Rosario Marinello
266 Reservation Rd. #f-232
Marina, CA 93933

Dated: October 2, 2009

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy